So. tt. II-27—104,000—4-11-49.

Devt (195 /) Department.

MS SERIES.

G.O. NO. 5839

Dated 24 11.51

[Despatch Abstract.]

Estt - Fisheries - Srimathi V. G. Lakshmi, Asst. teacher Fisheries School, Hegmodkodi — (Provisions) — ~~of~~ ~~x~~ 18(A), relaxed and Special disability leave granted

Department of Fisheries.

Dw 83866 F/51

From
Sri. K.N.Anantaraman, I.C.S.,
Director of Fisheries,
Kilpauk, Madras.

To
The Secretary to Government,
Development Department,
M a d r a s.

No. 11031 A1/51 dated 27-7-51.

Sir,

Sub: Fisheries - Establishment - Srimathi U.G. Lakshmi, Assistant Teacher, Hajmadikodi fisheries school - special disability leave- grant of.

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On 15-7-1949, due to the action of the cyclone on the West coast, the building in which the Fisheries Higher Elementary school, Hejmadikodi was housed, collapsed and the school was closed from that date till 31-7-1949 for want of a building to conduct the classes. Srimathi U.G. Laxmi, Assistant teacher was the only teacher who was injured in the above accident and was admitted into the Local Fund Hospital, Moolky. She was recommended complete rest from 15-7-1949 to 20-8-1949 by the Doctor in charge of the hospital - vide copy of the medical certificate issued by the Doctor enclosed herewith. The said teacher joined duty on 19-8-49 after producing a fitness certificate. Since the absence of the teacher was due to the above accident, I request that Government may be pleased to grant her special disability leave under F.R. 83 from 15-7-49 to 18-8-49.

I request early orders in the matter.

Sivaraman 30/7/51
for Director of Fisheries.

kap. 28-7.
Encl. 1 medical certificate attached.

Copy of medical certificate from Medical Officer, L.F.Hospital Moolky dated 22-7-49.

I, Dr. A.V. Shetty, Medical officer certify that U.G. Lakshmi, teacher in the Government Fisheries, Higher Elementary School, Hejmadikodi has been ill due to injuries caused during the cyclone accident and occured on the 15-7-49 when the school building collapsed, A.M.S. during class hours. Her shoulder joint and the knee joint has been seriously hurt. As such I advise her complete rest till the 20th August, 1949.

Sivaraman
for Director of Fisheries.

kan.

Pleasure urgent 32/7/8
9/8/51

Sec F. 3

Memo No 83866 F/51-1 dt 6.8.51

Sub:- Estt. Fisheries - Srimathi R. Lakshmi Asst teacher, Fisheries School, Hejmodikodi - Special disability leave - Grant of - Proposals.

Ref:- From the D.F. Lr No. 11031/A1/51 dt 27.7.51

The accident to Srimathi R. G. Lakshmi, Mistress, Hejmodikodi Fisheries School occured on 15.7.49 and the Medical Officer has recommended the grant of leave to her in his Certificate dated 22.7.49. The D.F. has submitted proposals for the grant of special disability leave to the mistress in his letter cited after a lapse of two years. The Director is requested to explain the delay in submitting the proposals to the Govt.

2. Under F.R. 83(3) the period

150 on the book with start up

Special Disability leave shall be such as is certified by a Medical Board to be necessary. In the present case the medical certificate has been issued only by a Medical Officer 'A' class I in charge of a Local Fund Hospital. The D.F. is requested to state why a medical Certificate from a Medical Board has not been obtained in this case.

Compd CE 1/9

2.8.51 / 3.8.51

Re, 7857 DS Aug. To

The D.F. Mpd
RD 20.8.51

Compd SR 7/8

ER. 21.8.51
NR. 6-9-51

Department of Fisheries.

Dev 95445 F/51
31-8-51

From
Sri K.N.Anantaraman I.C.S.,
Director of Fisheries,
M a d r a s.

To
The Secretary to Government,
Development Department,
Fort St. George, M a d r a s.

No.11031 - A1/51 dated 25th August 51.

Sir,

Sub: Establishment - Fisheries - Srimathy V. G. Lakshmi - Asst. Teacher, Fisheries School, Hejmadikodi - special disability leave - grant of - proposals.

Ref: Government Development Department Memorandum No.83866-F/51-1 dated 6th August 1951.

The detailed report about the collapse of the school building and the damages caused thereby, was first received in this office on 19-9-1949. In that report, mention was made of the injury of five pupils and one teacher due to the accident, but it was stated that all of them have recovered completely and returned to their normal activities. The question of granting special disability leave to the injured teacher was not raised in the above report. Probably this general report dealt more with the extent of the damages and the liability if any of the government rather than with the special object. The earlier reports by the Assistant Director copy herewith enclosed show that the injuries were considered serious. The second report has to be read with the 1st. Proposals for the grant of special disability leave were submitted to this office only in letter No.12989-A/50 dated 28-11-50 of the Deputy Director of Fisheries (South). After obtaining some further details in the matter from the Assistant Director, Mangalore, I submitted my proposals to government in my letter No.11031-A1/51 dated 27--7--51.

2. As stated above, the proposals for grant of special disability leave to the teacher were first received in this office on 30-11-50, long after the occurrence of the accident. As such, it was not possible to obtain the opinion of a medical board in this case. Considering the special circumstances in the case I recommended the special disability leave.

For Director of Fisheries.

Encls. 1.

Rk/30.8.51.

7/

Copy of letter No.7269-B/49 dated 26-7-49 from the Dy. Director of Fisheries (South), Madras to The Director of Fisheries Industries and Commerce,. Madras.

Ref:No.7269-B/42 dated 26--7--49.

Sub: Education - Hejmadikodi School Building - Collapse of - Injury to pupils - report.

I submit herewith a copy of report No.1061-E/49 dated 19-7-49 from the Assistant Director of Fisheries, Mangalore stating that the Hejmadikodi School Building collapsed on 15-7-49 resulting in injuries to some of the pupils and members of the staff. I am calling for a more detailed report as to the reason for the collapse of the building and shall report further.

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Copy of Report No.1061-E/49 dated 19-7-49 of theAsst. Director Mangalore to the Deputy Director (South), Madras.

Sub: Education - Hejmadikodi school building - collapsed - students - injured.

On 15-7-49, the Inspector of Fisheries (North) Mangalore received a telegram from the Headmaster, Hejmadikodi school stating that the lower block of the school buildinghad collapsed due to cyclone and 60 pupils and staff were injured.

The Inspector immediately sent requisition to the Fire Officer Mangalore for ambulance van to get the seriously injured pupil if any to Mangalore hospital for treatment and then proceeded to the spot. A little later another telegram was received in the Inspector's office from the Headmaster stating that 2 cases were serious and that ambulance van was required. This telegram was shown to me at about 6 P.M. by the Clerk of Inspector's office. The ambulance van could be got at 8 P.M. on that date and I also went to the place in the same van. On arrival at Moolky (Hejmadikodi) we saw the 4 seriously injured pupils in the Local Fund Hospital and another one in a private house under the treatment of a private practitioner.

The student who was under the treatment of the private practitioner has been brought to Mangalore and admitted into the Government Hospital. The parents of the other injured pupils did not want to send their children to Mangalore and the Doctor who is in charge of the Local Fund Hospital, Moolky was of opinion that the cases were not so serious and that he can treat them there only. The boy who has been admitted into the Government Hospital, Mangalore has regained consciousness and is progressing. The District Medical Officer has promised to take an X' ray of the boy as soon as he will be in a fit state and that everything possible will be done. The Inspector of Fisheries, Mangalore who saw the boy on 16-7-49 reports that the (the boy) is slightly better and able to talk.

The building in question is a semi pucca one owned by a private party and rented out to the Department for conducting the School. Action is being taken to get the building repaired by the owner.

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36/7/9 Dew F. 7

Memo No 83866 F/51-2 Dt 6.9.51

Sub:- Estt - Fisheries - Srimathi R. G. Lakshmi - Asst teacher, Fisheries School, Mejmadikodi - Special disability leave - Grant of - Proposal of the D.F. - Remarks called for -

Ref:- From the D.F. Rc No 11031 A1/51 Dt 27.7.51
Govt memo No 83866 F/51-1 Dev Dt 6.8.51
From the D.F. Rc No 11031 A1/51 Dt 25.8.51

Copies of the references cited are forwarded to the A.G. Madras. The A.G. is requested to offer his remarks on the proposal of the D.F. to grant Special disability leave to Srimathi R. G. Lakshmi, Asst teacher.

To The A.G.
(with copy of pp 1-7 cf)
RD 28.9.51

3.9.51 Ce 6.9.51

(S S)

P.T.O.

a issue
11/9/51

pp 1 cf
pp 3-4 cf
p 5 cf

pp 1-7 cf

ER 28/9/51
MR 11.10.51
Issue 1 cf
Recd 10/9/51

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Note:- Please see the reply of the D.F. on p 5 c/f to the memo on p 3-4 c/f. The remarks of the A.G. on the proposal of the D.F. may be noted. Subject to orders the draft memo on p 1 ante is submitted for approval

vide para 5 on p 2 ante

3.9.51 C.E. 6.9.51

11

No. T. 10. B. Fish. - 500. **Office of the Accountant-General, Madras.**

Fort St. George, dated 25 October, *195* 1.

Enclosures.

FROM

THE ACCOUNTANT-GENERAL.

MADRAS,

To

The Secretary to the Government of Madras,
Development Department,
Fort St. George, Madras.

Dev 117328 F/51
27.10.51

FIRST ASST. SECRETARY TO GOVERNMENT
SIR, 27 OCT 1951
DEVELOPMENT DEPARTMENT

SIR: Establishment - Fisheries - Srimathi U.G. Lakshmi, Assistant Teacher, Fisheries School, Nejmadikodi - Special disablity leave - grant of

With reference to Government Memo 83866 F51-2 dated 6/9/51 on the above subject, I am to state that the case referred to falls under F.R. 83 A and not under F.R. 83 and as none of the conditions prescribed for the grant of special disability leave viz. (i) that the disabled person should have acted with due promptitude in bringing to the notice of the authorities the necessity for the special disability leave and (ii) that the period of leave shall be such as is certified by a Medical Board has been satisfied in this case, the Government servant is not ordinarily eligible to the grant of such leave.

Yours faithfully,

T. K. Anantaraman

(T. K. Anantaraman).
Deputy Accountant General.
25/10

psr/-2310

Development Department (F)

Sub: Establishment - Fisheries - Srimathi U.G. Lakshmi, Asst. teacher, Fisheries School, Hejmadikodi - Provisions of F.R.18(A) relaxed and special disability leave granted.

Read: From the D.F. Lr.No.11031 A.1/51 dated 27.7.1951.
-do- 11031 A.1/51 dated 25.8.1951.
From the A.G. Lr.No.T.10.B.Fish I.500 dated 25.10.1951.

...

G.O.Ms.No. 5839 dated 24.11.51

Under the rule published with Public (Services) Department Notification No.16, dated the 26th January 1950, at p.272 of Part I of the Fort St.George Gazette, dated the 7th February 1950, H.E. the Governor of Madras hereby directs that in relaxation of the provisions of F.R.83-A, Srimathi U.G. Lakshmi, Asst.Teacher, Fisheries School, Hejmadikodi be granted special disability leave from 15.7.1949 to 18.8.1949.

To the D.F.
" A.G. thro' Fin.

S.F.1 S.C.2

Development Department (F)

Sub: Establishment - Fisheries - Srimathi U.G. Lakshimi, Asst.Teacher, Fisheries School, Hejmadikodi - Grant of special disability leave - Proposals of the D.F.

Ref: From the D.F. Lr.No.11031 A.1/51 dated 27.7.1951. Issued as Memo.No.83866 F/51-1 dated 6.8.1951. From the D.F. Lr.No.11031.A.1/51 dated 25.8.1951. Issued as Memo.No.83866 F/51-2 dated 6.9.1951. From the A.G. Lr.No.T.10.B.Fish I-500 dated 25.10.1951.

...

To A.S.

This file deals with the proposal of the D.F. for the grant of special disability leave to Srimathi U.G. Lakshimi, Asst Teacher ~~Mistress~~ in the Fisheries School, Hejmadikodi.

The D.F. has stated that on 15.7.1949, due to the action of a Cyclone on the West Coast, the building in which the Fisheries School, Hejmadikodi was housed, collapsed and that Srimathi U.G. Lakshimi, an Asst. teacher was the only teacher who was injured in the above accident. The mistress was admitted into the Local Fund Hospital, Moolky for treatment where she was recommended by the Doctor in charge of the hospital complete rest from 15.7.49 to 20.8.49. The teacher joined duty on 19.8.49 after producing a fitness certificate. The D.F. has stated that since the absence of the mistress from 15.7.49 to 18.8.49 was due to the above accident, she may be granted special disability leave for the above period under F.R.83.

Under F.R.83(3) the period of special disability leave shall be such as ~~it~~ is certified by a Medical Board to be necessary. In the present case the medical certificate has been issued only by a Medical officer in charge of a Local Fund Hospital. The delay in submitting the proposals for the grant of the special disability leave and the failure to obtain a certificate from the Medical Board have been explained by the D.F. on p.5 c.f. The Director has ~~therefore~~ recommended that considering the special circumstances of the case, the mistress may be granted the special disability leave.

The A.G. who was consulted on the proposal of the D.F. above has stated that F.R.83-A is applicable in this case and as none of the conditions prescribed for the grant of

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[redacted]ial disability leave viz. (i) that the disabled person [redacted]ld have acted with due promptitude in bringing to the [redacted]tice ~~xxxx~~ of the authorities the necessity for the special [redacted]sability leave and (ii) that the period of leave shall be [redacted]uch as is certified by a Medical Board who has been satisfied [redacted]n this case, the Govt. servant is not ordinarily entitled to the grant of such leave.

A

The interpretation of F.R.83(2) given by the A.G. at 'A' above does not seem to be correct. The due promptitude required by the disabled person is only with regard to bringing to the notice of the authorities the disability itself and not the necessity for the special disability leave. In the present case the teacher went on leave from the date on which the accident occurred and ~~as~~ a direct consequence of the accident.

'B' on file.

It seems that, if the proposal of the D.F. for the grant of special disability leave is to be accepted, the provisions of F.R.83(A) will have to be relaxed in favour of the ~~mistress~~ teacher as no certificate from the Medical Board has been obtained. In the circumstances stated by the D.F. it is for orders whether in relaxation of the provisions of F.R.83(A) Srimathi U.G. Lakshimi, Asst.Teacher, Fisheries School, Hejimodikodi be granted special disability leave from 15.7.1949 to 18.8.1949.

Pn 151-52 Pile now put up

Finance Department may see for remarks.

2.11.51 Ce 2.11.51

2/11/51 Dev

A

2/11

W.S. King 10/11/51 Fin

Fin(CS) Dev No 43866 F/51

The proposal at 'A' above may be accepted and the case returned to Dev. H M (Fin) need not see. It will be sufficient if the file is circulated to C.S. etc.

8.11.51

B * in new file recently put up

7/11/51

8.11.51 Dev

12259 A/51

10.11.51

Fin No 81282 C&A

9.11.57

Dev. No. 3866F/51

3

Development Department (F)

To A.S.

This file deals with the proposal of the D.F. for the grant of special disability leave to Srimathi U.G. Lakshmi, Asst.Teacher, in the Fisheries School, Hejmodikodi. The proposal involves relaxation of the provisions of F.R. 83(A) in favour of the Teacher and it has been examined in this Department's typed notes on pp.1-2 above. This Department suggested that in relaxation of the provisions of F.R.83-A Srimathi U.G. Lakshmi, Assistant Teacher, Fisheries School, Hejmodikodi may be granted special disability leave from 15.7.49 to 18.8.1949. Finance Department have agreed with this Department. Subject to orders a draft order is submitted for approval. The case may be circulated to C.S. H.M.(Food) and H.C.M. before issue of the draft order.

15.11.51 C.S. 15-11-51

16x11

C.S. 19/11

20/11 H.M.(Food)

H.C.M.

21.11.51

SECRETARY TO GOVERNMENT 28 NOV 1951 DEVELOPMENT DEPARTMENT

DEPUTY SECRETARY TO GOVERNMENT 23 NOV 1951 DEVELOPMENT DEPARTMENT

Issued as Goresmo 5839-sw-A) 24.11.51